

FISCAL NOTE

HB 3714 - SB 3810

March 29, 2006

SUMMARY OF BILL: Creates a new Class A felony offense for a person to knowingly import or transport methamphetamine into the state of Tennessee.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$10,435,700 / Incarceration*

Assumptions:

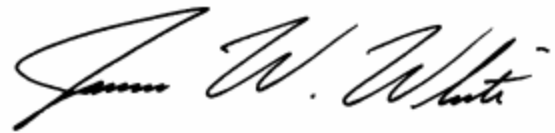
- According to the Tennessee Bureau of Investigation, there were 742 incidents reported in 2005 relating to methamphetamine. The Department of Correction (DOC) estimates that 25% (185) would have involved out-of-state offenses. Fifty percent (93) would result in convictions and 50% (47) would result in a Class A felony conviction. The other 50% would result in a Class A felony conviction in addition to a lesser included offense.
- According to the U.S. Census Bureau, population growth in Tennessee has been 1.09 percent per year for the past ten years, yielding a projected compound population growth of 13.6% over the next ten years.
- According to DOC, the average operating cost per inmate per year for calendar year 2006 is \$50.02.
- Forty-seven persons will be convicted of a Class A felony for importing or transporting methamphetamine in the first year. Population growth of 1.09 percent per year will result in five additional offenders in the tenth year as a result of this bill. The maximum cost in the tenth year, as required by Tenn. Code Ann. § 9-4-210, is based on 52 offenders serving an additional 5.1 years (an increase from 0.9 years for a Class C to 6.0 years for a Class A felony). The cost per inmate per year is \$18,269.81 (\$50.02 x 365.25 days). The cost per inmate at 5.1 years is \$93,176.03 (\$18,269.81 x 5.1 years). The total additional operating cost for 52 offenders in the tenth year is \$4,845,153.56 (\$93,176.03 x 52).
- Forty-six persons will be convicted of a Class A felony for importing or transporting methamphetamine in addition to a lesser included offense in the first year. Population growth of 1.09 percent per year will result in five additional offenders in the tenth year as a result of this bill. The maximum cost in the tenth year, is based on 51 offenders serving 6.0

years. The cost per inmate at 6.0 years is \$109,618.86 (\$18,269.81 x 6.0). The total additional operating cost for 51 offenders in the tenth year is \$5,590,561.86 (\$109,618.86 x 51).

**Tennessee Code Annotated, Section 9-4-210, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated from recurring revenues shall be based upon the highest cost of the next 10 years.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is fluid and cursive, with the first name "James" and last name "White" clearly legible.

James W. White, Executive Director